

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

WILLIAM C. SHARP,

Plaintiff,

v.

CIVIL ACTION NO. 2:18-cv-01057

C. O. VINCENS, et al.,

Defendants.

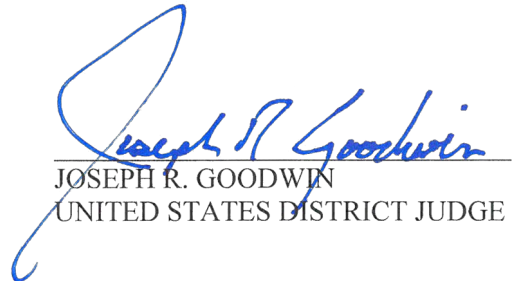
ORDER

This action was referred to United States Magistrate Judge Dwane L. Tinsley for submission of proposed findings of fact and recommendation for disposition pursuant to 28 U.S.C. § 636(b)(1)(B). On September 21, 2018, Judge Tinsley submitted his Proposed Findings and Recommendation [ECF No. 12] (“PF&R”), recommending the court dismiss the plaintiff’s Complaint [ECF No. 2] pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915A and the dictates of *Twombly* and *Iqbal*, and deny as moot the plaintiff’s Application to Proceed Without Prepayment of Fees and Costs [ECF No. 1]. No objections to Judge Tinsley’s PF&R have been filed.

Accordingly, the court **ADOPTS** and **INCORPORATES** herein the PF&R. The court **DISMISSES** the plaintiff’s Complaint [ECF No. 2] and **DENIES** as moot the plaintiff’s Application to Proceed Without Prepayment of Fees and Costs [ECF No. 1].

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record,
any unrepresented party, and the United States Magistrate Judge.

ENTER: October 16, 2018



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE